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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

IN RE: CATHODE RAY TUBE (CRT)  
ANTITRUST LITIGATION

Master File No. 3:07-cv-05944-SC

MDL No. 1917

This Document Related to:

DIRECT PURCHASER ACTIONS

**DECLARATION OF JESSICA BARCLAY-STROBEL IN SUPPORT OF LG AND MITSUBISHI ELECTRONIC SUBSIDIARIES' MOTION FOR SUMMARY JUDGMENT – Sealed Ex. D**

[Notice of Motion and Motion for Summary Judgment, Declaration of Mavis Chou, Declaration of Matthew Kim, Declaration of Richard C. Wingate, Declaration of Michael T. Brody, Declaration of Lindsay D. McCaskill, and [Proposed] Order filed concurrently herewith]

Judge: Hon. The Honorable Samuel Conti

Date: February 6, 2015

Time: 10:00 AM

Crtrm.: 1, 17<sup>th</sup> Floor

3:07-cv-05944-SC; MDL 1917

DECLARATION OF JESSICA BARCLAY-STROBEL IN SUPPORT OF  
LG AND MITSUBISHI ELECTRIC SUBSIDIARIES' NOTICE OF MOT. AND MOT. FOR SUMM. J.

**Declaration of Jessica Barclay-Strobel**

1  
2           1.       I am an attorney licensed to practice law in the State of California. I am an  
3 associate in the law firm of Munger, Tolles & Olson LLP, counsel of record for defendants LG  
4 Electronics, Inc. (“LGEI”), LG Electronics U.S.A. (“LGEUSA”), and LG Electronics Taiwan  
5 Taipei Co., Ltd. (“LGETT”) in the above-captioned actions. I submit this declaration in support of  
6 the LG and Mitsubishi Electronic Subsidiaries’ Motion for Summary Judgment.

7           2.       The Direction Action Plaintiffs (“DAPs”) deposed three LGEUSA 30(b)(6)  
8 witnesses—Kyung Tae Kwon, Yun Seok Lee, Mok Hyeon Seong—and several current or former  
9 employees of LG-related entities in the above captioned actions. I have reviewed the deposition  
10 transcripts of those 30(b)(6) witnesses as well as Young Bae Na, Kyu In Quin Choi, Choong Ryul  
11 Park, Pil Jae Lee, Jin Kang Jung, and Duk Chul Ryu. These transcripts do not identify any price-  
12 fixing or other anticompetitive communications by LGEUSA or LGETT. Likewise, no exhibits  
13 were introduced suggesting unlawful communications or agreements by LGEUSA or LGETT.

14           3.       Attached hereto as Exhibit A are true and correct copies of excerpts from the  
15 Deposition of Mok Hyeon Seong, a 30(b)(6) witness for LGEI and LGEUSA, dated July 9, 2012.

16           4.       Attached hereto as Exhibit B are true and correct copies of excerpts from the  
17 Deposition of Kyung Tae Kwon, a 30(b)(6) witness for LGEI and LGEUSA, dated July 13, 2012.

18           5.       Attached hereto as Exhibit C is a true and correct copy of an excerpt from the  
19 Supplemental Response by LGEI to DPPs’ First Set of Interrogatories, dated February 10, 2012.

20           6.       Attached hereto as Exhibit D is a true and correct copy of an excerpt from the  
21 DAPs’ Letter to Hon. Vaughn R. Walker, dated August 14, 2014. That letter addresses a chart the  
22 DAPs produced in response to discovery requests that they contend is a “comprehensive” list of  
23 “conspiratorial meetings,” the companies represented at those meetings, and the “specific  
24 individuals from each company” who attended. Over the course of two months, the DAPs revised  
25 and added to that chart, ultimately producing on September 5, 2014, a supplemental Exhibit A  
26 (“Supplemental Exhibit A”) listing over 2,200 allegedly anticompetitive communications. Then,  
27 on November 6 and again on November 7, 2014—the day Defendants filed their summary  
28 judgment motions—revised third and fourth versions of Exhibit A (collectively, “November 2014

Supplemental Exhibit A”) were produced on behalf of some but not all of the DAPs: ABC Appliance, Inc., CompuCom Systems, Inc., Electrograph Systems, Inc., Electrograph Technologies Corp., Interbond Corporation of America, MARTA Cooperative of America, Inc., Office Depot, Inc., P.C. Richard & Son Long Island Corporation, and Schultze Agency Services, LLC, and Circuit City Liquidating Trust. I have reviewed that November 2014 Supplemental Exhibit A and concluded that it does not add any LG employees who were not already listed on the Supplemental Exhibit A produced on September 5, 2014.

7. Attached hereto as Exhibit E is a true and correct copy of an excerpt from Best Buy’s Objections and Responses to LGEUSA’s Third Set of Interrogatories, dated August 21, 2014 (“8/21/14 Best Buy Responses”). In an attempt to identify what evidence supported the DAPs’ allegations that LGEUSA participated in an alleged CRT price-fixing conspiracy, LGEUSA served interrogatories on and received responses similar to Exhibit E from DAPs Electrograph Systems, Inc. and Electrograph Technologies Corp.; Alfred H. Siegel, solely as trustee of the Circuit City Stores, Inc. Liquidating Trust; Best Buy Co., Inc., Best Buy Purchasing LLC, Best Buy Enterprise Services, Inc., Best Buy Stores, L.P., Bestbuy.Com, L.L.C., and Magnolia Hi-Fi, Inc.; Target Corp., Sears, Roebuck, and Co., Kmart Corp.; Interbond Corporation of America; Office Depot, Inc.; CompuCom Systems, Inc.; Costco Wholesale Corporation; P.C. Richard & Son Long Island Corporation, Marta Cooperative of America, Inc., and ABC Appliance, Inc.; Schultze Agency Services, LLC on behalf of Tweeter Opco, LLC and Tweeter Newco, LLC; and Tech Data Corporation and Tech Data Product Management, Inc.; Dell Inc. and Dell Products L.P.; and Sharp Electronics Corporation and Sharp Electronics Manufacturing Company of America, Inc.; and ViewSonic Corporation.

8. Attached hereto as Exhibit F is a true and correct copy of an excerpt from Samsung SDI Co., Ltd.’s Responses to Dell’s First Set of Requests for Admission Response, dated November 25, 2013. Exhibit F is cited as evidence in support of Best Buy’s allegations in the 8/21/14 Best Buy Responses. All the DAPs’ interrogatory responses mentioned in Paragraph 7 above also cited to Exhibit F as evidence in support of their allegations.

9. I declare under penalty of perjury that the foregoing is true and correct. Executed this 7th day of November, 2014, in Los Angeles, California.

By: /s/ Jessica Barclay-Strobel  
Jessica Barclay-Strobel